

Plauche's Environmental, L.L.C.
P.O. Box 186
Plaucheville, LA 71362
C 318 240 -4374

June 15, 2015

Garry Lewis Properties
Mr. Garry Lewis
17457 Wes McLin Road, Suite A

Subject: DELINEATION REPORT PROVIDED BY ELOS DATED 12-22-2014

Parish - Livingston

Section - 3

Township - 7 South

Range - 4 East

Acreage - 24±

Northern most point located at 30° 28' 04.224" North Latitude, 90° 48' 07.848" West
Longitude (ELOS)

Dear Mr. Lewis,

At your request I have reviewed the above referenced delineation report and agree totally with a conclusion of non-wetlands. As I understand the Corps rejected ELOS' delineation. I am anxious to learn the details.

The only history the 24 ± acre tract has is timber production. It is an allowed practice to shove tree tops in drainage features to create temporary crossings, however they should be removed when no longer needed. You identified several crossings still in place, removed them, thus allowing contained water to drain. Working with Furcy Zerinque, Corps, on Mallard Lakes Subdivision off of Hoo Shoo Too Road the containment levee for the 200 ± acre lake burst, draining the lake into the Amite River. Furcy declared it *effectively*

drained.

Dr. John Bruza, Chief, Surveillance and Enforcement Section, Corps, New Orleans District commented during a site visit on another project that once the trapped water is released, the area affected by the blockage becomes *effectively drained* and will soon lose wetland vegetation, which are only present due ruts created by logging operations.

This also occurred in the development of Suma Crossing north of I-12 on a 2 acre \pm tract, which we could never get classified as non wetlands. Drainage from this tract flowed directly into a 3 barrel cement culvert under I -12, however, the exhaust end on the south side was classified as non wetlands. I asked Corps personnel present for a reason. I got the answer, it is *effectively drained*. If this area is classified as such, surely we won't have problems with the 24 \pm tract.

Suma Lake located in the Suma Crossing development was once crop land farmed by Mr. Wes McLin, previous owner. Dr. John Bruza, Corps, released the lake as non wetlands because the Corps did not have jurisdiction of the property prior to the lake being dug, therefore, the lake was not jurisdictional.

Since the 24 \pm acre tract consists of Satsuma series soil which is a non wetland soil then one of the three required parameters, (wetland soils, wetland hydrology and hydrophytic vegetation) is absent and it should not be jurisdictional.

Respectfully,


Raymond J. Plauche

The Three (3) subject depressions on the following photos were investigated as potential isolated wetlands.

Their origin is from logging machinery. They are not manmade and they are not natural. The surface grey color is from dragging tree tops. The photos show the color and property of Satsuma ridge soil type being brought to the surface by crawfish. These depressions are absent the required soil type and the required vegetation is absent.

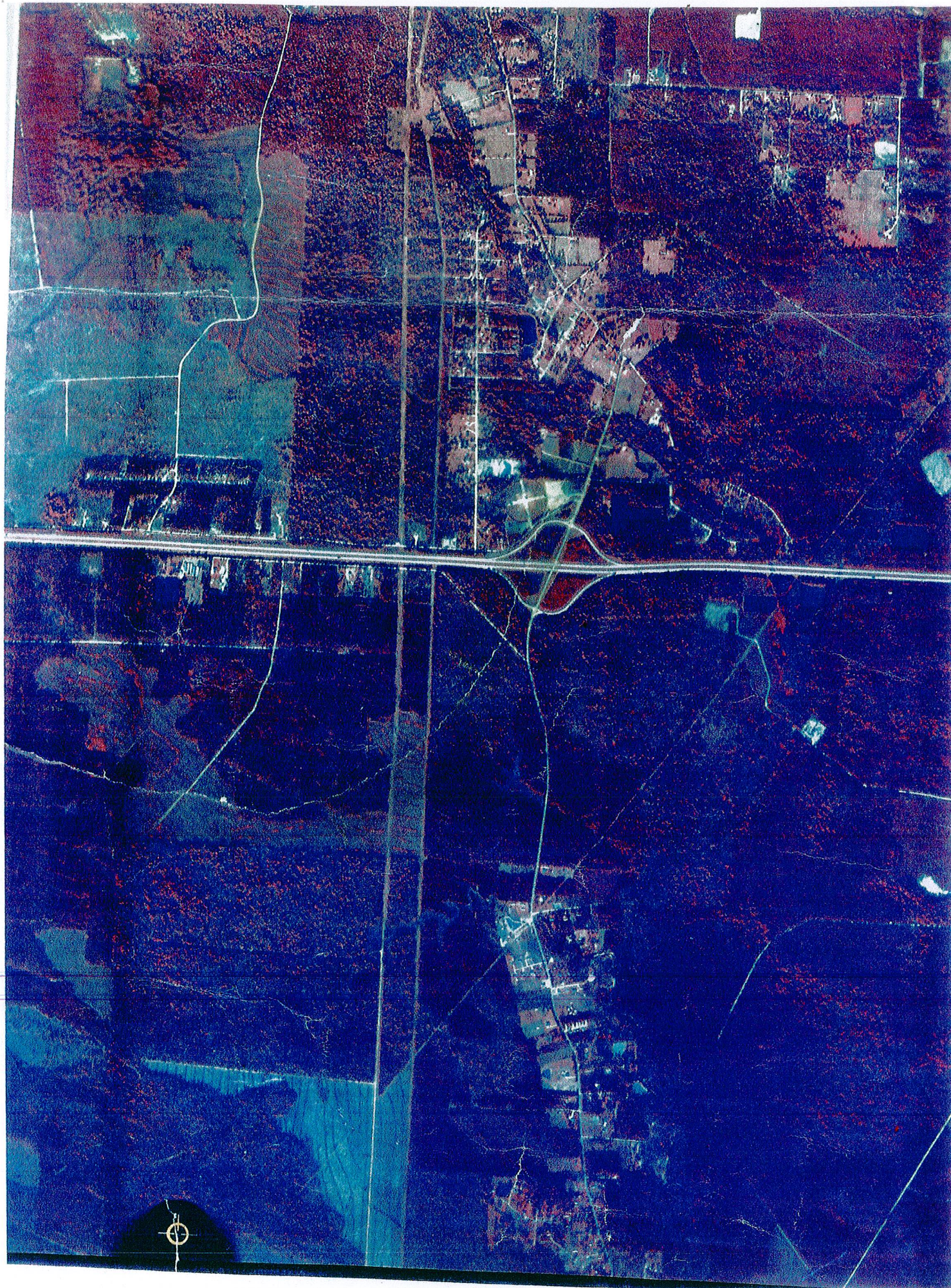
The remaining photograph shows the predominant property features including the recent timber cutting. The photo shows the frequent practice of planting pines on bid rows as part of silviculture, and the absence of all three of the concurrently required conditions to qualify as wetlands.



Raymond Plauche



Date

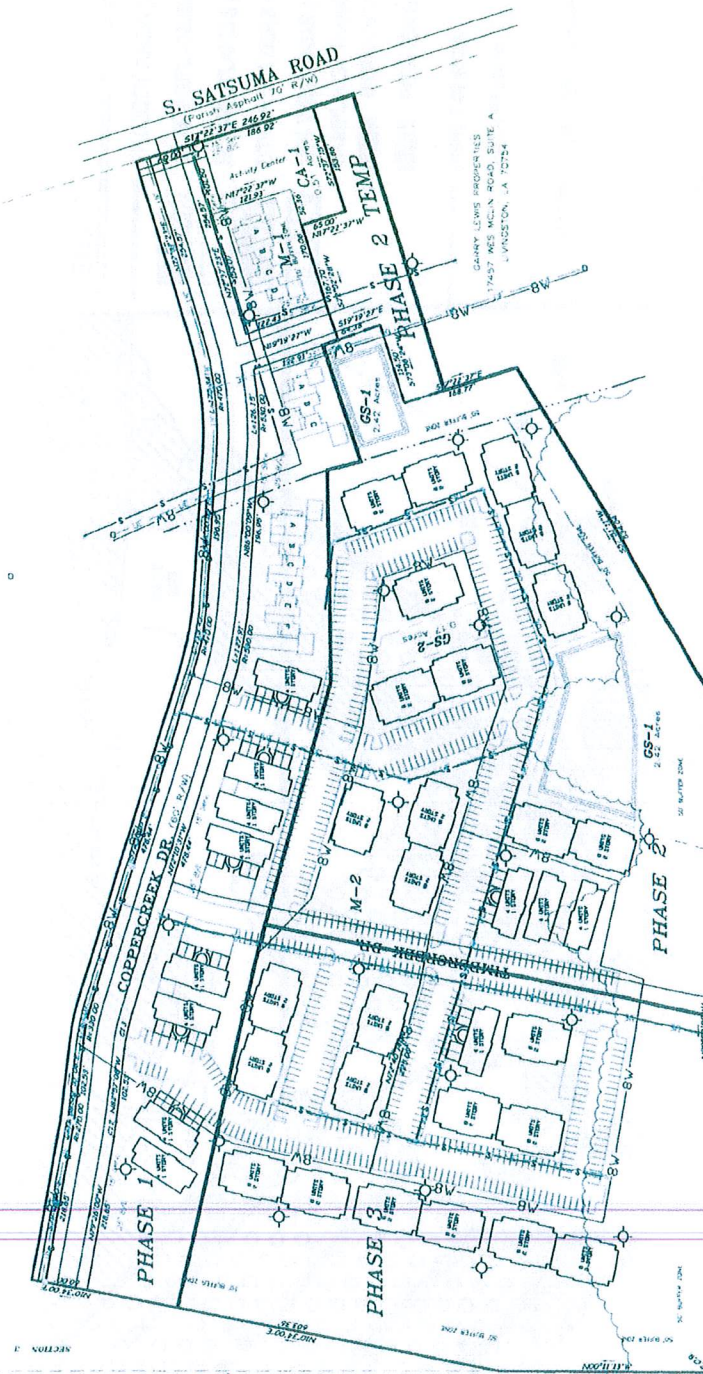


LIVINGSTON PARISH, LOUISIANA
COMPREHENSIVE HYDRIC SOILS LIST

Map Symbol Mapunit Name	Component(C)/ Inclusion(I)	Hydric	Local Landform	Hydric Soils Criteria				FSA Criteria and Information		
				Hydric Criteria Code	Meets Saturation Criteria	Meets Flooding Criteria	Meets Ponding Criteria	Natural Condition of Soil	Needs On- Site	Acres
Ab: ABITA SILT LOAM, 1 TO 3 PERCENT SLOPES-----	ABITA (C) GUYTON (I) MYATT (I)	No Yes Yes	Depression Depression	2B3 2B3	YES YES	NO NO	NO NO	Wooded Wooded		2100
At: AQUEWIS, DREGGED-----	AQUEWIS (C)	Yes	Swamp	2B3	YES	NO	NO	Wooded	---	1700
BA: BARBARY MUCK-----	BARBARY (C)	Yes	Swamp	2B3,3,4	YES	YES	YES	Wooded	---	44200
Bd: BUDE SILT LOAM, 1 TO 3 PERCENT SLOPES-----	BUDE (C) CALHOUN (I)	No Yes	Depression	2B3	YES	NO	NO	Wooded		2500
Ca: CAHABA FINE SANDY LOAM, 1 TO 3 PERCENT SLOPES-----	CAHABA (C) GILBERT (I) GUYTON (I) MYATT (I)	No Yes Yes Yes	Depression Depression Depression	2B3 2B3 2B3	YES YES YES	NO NO NO	NO NO NO	Wooded Wooded Wooded		1600
Ch: CALHOUN SILT LOAM-----	CALHOUN (C)	Yes	Terrace	2B3	YES	NO	NO	Wooded	---	3900
Cn: CALHOUN SILT LOAM, OCCASIONALLY FLOODED--	CALHOUN (C)	Yes	Terrace	2B3	YES	NO	NO	Wooded	---	4200
Co: COLYELL SILT LOAM, 1 TO 3 PERCENT SLOPES---	COLYELL (C) ENCROW (I) NATALBANY (I) SPRINGFIELD (I)	No Yes Yes Yes	Depression Depression Depression	2B3 2B3,4 2B3	YES YES YES	NO YES NO	NO NO NO	Wooded Wooded Wooded		29900
Cy: COLYELL-SPRINGFIELD SILT LOAMS, FREQUENTLY FLOODED-----	COLYELL (C) SPRINGFIELD (C)	Yes Yes	Ridge Depression	4 2B3	NO YES	YES NO	NO NO	Wooded Wooded	---	6048 4752
Dv: DEERFORD-VERDUN SILT LOAMS-----	DEERFORD (C) VERDUN (C) GILBERT (I) SPRINGFIELD (I)	No No Yes Yes	Depression Depression Depression	2B3 2B3	YES YES	NO NO	NO NO	Wooded Wooded	Yes Yes	8750 8750
Dx: DEXTER VERY FINE SANDY LOAM, 1 TO 3 PERCENT SLOPES-----	DEXTER (C) GILBERT (I)	No Yes	Depression	2B3	YES	NO	NO	Wooded		2900
En: ENCROW SILT LOAM, OCCASIONALLY FLOODED--	ENCROW (C)	Yes	Terrace	2B3	YES	NO	NO	Wooded	---	24800

Map Symbol Mapunit Name	Component(C)/ Inclusion(I)	Hydric	Local Landform	Hydric Soils Criteria				FSA Criteria and Information		
				Hydric Criteria Code	Meets Saturation Criteria	Meets Flooding Criteria	Meets Ponding Criteria	Natural Condition of Soil	Needs On- Site	Acres
Gb: GILBERT SILT LOAM-----	GILBERT (C)	Yes	Terrace	2B3	YES	NO	NO	Wooded	---	22600
Ge: GILBERT-BRINSTONE SILT LOAMS, OCCASIONALLY FLOODED-----	GILBERT (C) BRINSTONE (C)	Yes Yes	Depression Depression	2B3 2B3	YES YES	NO NO	NO NO	Wooded Wooded	---	26320 11280
Gy: GUYTON SILT LOAM-----	GUYTON (C)	Yes	Terrace	2B3	YES	NO	NO	Wooded	---	800
MA: MAUREPAS MUCK-----	MAUREPAS (C)	Yes	Swamp	1,3,4	NO	YES	YES	Wooded	---	20700
Me: MYATT FINE SANDY LOAM--	MYATT (C)	Yes	Terrace	2B3	YES	NO	NO	Wooded	---	16700
My: MYATT FINE SANDY LOAM, OCCASIONALLY FLOODED--	MYATT (C)	Yes	Terrace	2B3	YES	NO	NO	Wooded	---	27300
Na: NATALBANY SILTY CLAY LOAM, FREQUENTLY FLOODED-----	NATALBANY (C)	Yes	Flood Plain	2B3,4	YES	YES	NO	Wooded	---	13400
OU: OUACHITA, OCHLOCKONEE, AND GUYTON SOILS, FREQUENTLY FLOODED---	OUACHITA (C) OCHLOCKONEE (C) GUYTON (C)	Yes No Yes	Ridge Depression	4 2B3,4	NO YES	YES YES	NO NO	Wooded Wooded	---	14227 12145 8328
Os: OLIVIER SILT LOAM, 0 TO 1 PERCENT SLOPES---	OLIVIER (C) CALHOUN (I) GILBERT (I)	No Yes Yes	Depression Depression	2B3 2B3	YES YES	NO NO	NO NO	Wooded Wooded		3800
Or: OLIVIER SILT LOAM, 1 TO 3 PERCENT SLOPES---	OLIVIER (C) CALHOUN (I)	No Yes	Depression	2B3	YES	NO	NO	Wooded		4500
Pa: PITS-AREWIS COMPLEX, 0 TO 5 PERCENT SLOPES---	PITS (C) AREWIS (C) AREWIS, FLOODED (I)	Yes No Yes	Depression Depression	3 4	NO NO	NO YES	YES NO	Neither Neither	---	936 564
Sa: SATSUMA SILT LOAM, 1 TO 3 PERCENT SLOPES---	SATSUMA (C) GILBERT (I)	No Yes	Depression	2B3	YES	NO	NO	Wooded		46800
Sp: SPRINGFIELD SILT LOAM--	SPRINGFIELD (C)	Yes	Terrace	2B3	YES	NO	NO	Wooded	---	27400
St: STOUGH FINE SANDY LOAM	STOUGH (C) GUYTON (I) MYATT (I)	No Yes Yes	Depression Depression	2B3 2B3	YES YES	NO NO	NO NO	Wooded Wooded		7200

GARY LEWIS PROPERTIES
17427 WIS VULN ROAD, SUITE A
UNION, LA 70754



FOR CONVEYED FIRE MARSHAL APPROVAL, TIMBERCREEK PHASES 2 & 3 WILL BE FINANCED SEPARATELY BY VENDORS RIGHTS OF WAY AND TEMPORARY PORTIONS SHOULD BE VACATED WHEN ACCESS IS DEDICATED. ALL UTILITIES AND PARKING FOR TIMBERCREEK ARE DEDICATED FOR MUTUAL BENEFIT OF ALL 3 PHASES. LEGAL DESCRIPTIONS FOR EACH PHASE ATTACHED.

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SECTION 1
SECTION 2
SECTION 3
SECTION 4
SECTION 9
SECTION 10
SECTION 11

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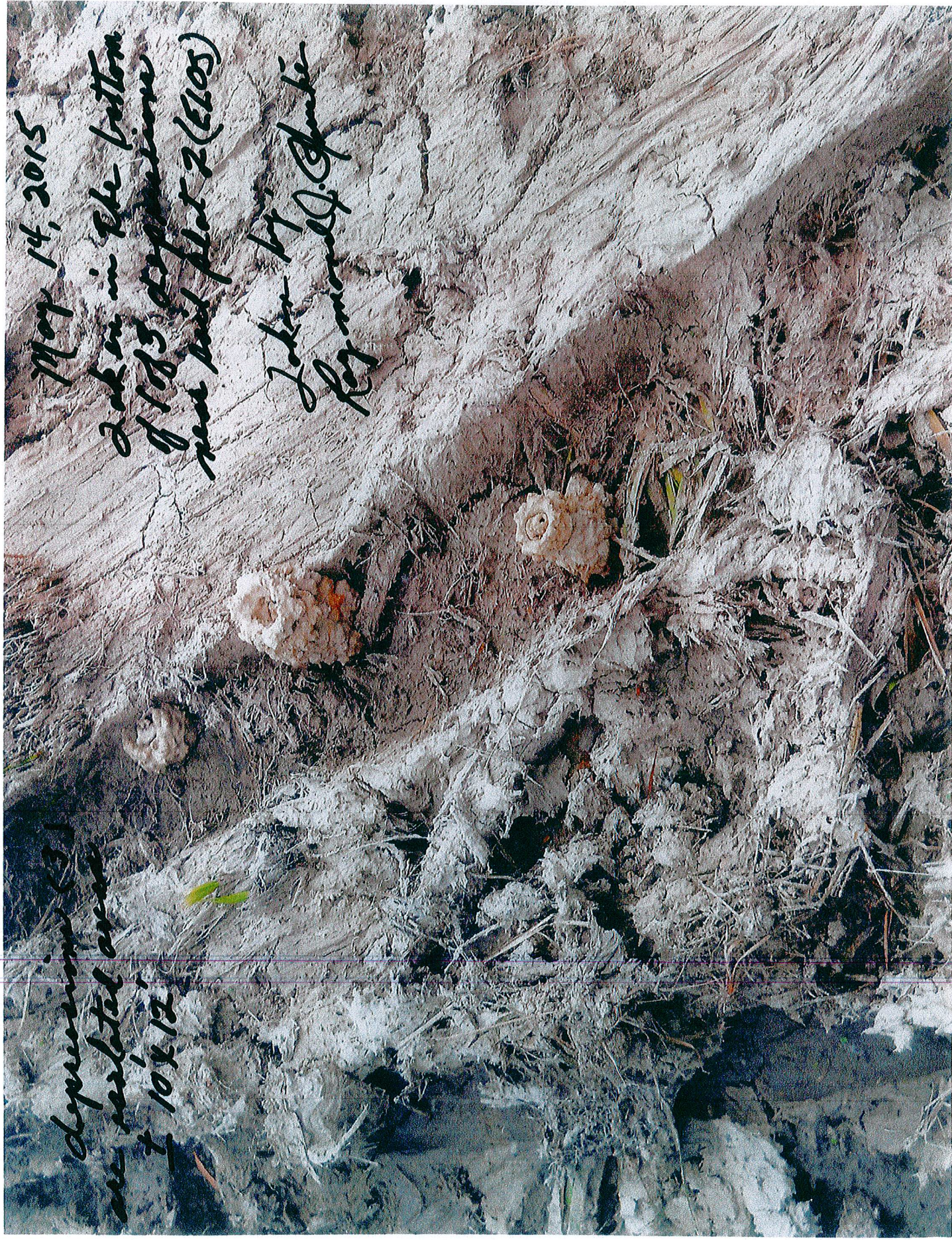
the 3 depressions do not
connect $\pm 10' \times 12'$

May 14, 2014

May 14, 2014
near mid plot 2 (E105)
in bottom of depression

taken by: Raymond & Shelia





May 14, 2015

Look in the bottom
of 1 of 3 depressions
near post pit 2 (E105)

Look by
Raymond J. Gunkle

depressions (3)
are isolated areas
± 10' x 12'

depression (3)
are noted
They do not
penetrate
out - 10x12

May 14, 2015
Jokim in the bottom
of 1A3 depression
located near
soil plot 2 (E105)

Jokim by ID of the
Fingerprint of the





I was employed with the Corps of Engineers from 1986 thru Spring, 1984 when beginning my own environmental practice. I served in the Marine Corps until 1974.

During my 8 years at the USACE, the determination and delineation delay was sometimes no more than 2 weeks and if it was not done in 6 weeks, Dr. John Bruza would come in and question us as to why it was not completed and returned to landowner.

If the work load was heavy, additional personnel were brought in from other districts to prevent unreasonable delays.

A 6-8 month delay does not reflect a reasonable understanding of property rights of landowners who have voluntarily delayed their property use to be assured of a determination. On the current site it has been visited by 3 botanists from the Corps of Engineers since submitted in December, 2014. The companion 19 acre tract has been visited 3 times by USACE Botanist Mr. Windham since submitted November, 2014, and the first probe of soil type was the last visit June 9, 2014 (according to Timber Manager, Al Suggs Jr.).

Neither of these have been fully determined as of this date.

These USACE personnel, and particularly the regulatory chief are so familiar with this property by scores of visits and permits during the last 3 years to make this delay a mockery of objectivity requirements. In fact, the East boarder of this 24 acres is a permitted drainage ditch and utility right of way.

 June 15, 2015

Raymond Plauche

Date